



February 16, 2023

**SUMMARY OF BILL AS AMENDED (004078):** Increases the punishment, from a minimum of a Class E felony to a minimum of a Class C felony, for a person who commits the offense of critical infrastructure vandalism by interrupting or interfering with critical infrastructure or its operation or by destroying or injuring critical infrastructure and the actual damages caused by the offense is at least \$1,000.

**FISCAL IMPACT OF BILL AS AMENDED:**

**NOT SIGNIFICANT**

Assumptions for the bill as amended:

- Tennessee Code Annotated § 39-14-411(a) establishes that a person commits the offense of critical infrastructure vandalism who knowingly:
  - Interrupts or interferes with critical infrastructure or its operation; or
  - Destroys or injures critical infrastructure or a farm.
- Pursuant to Tenn. Code Ann. § 39-14-411(d), critical infrastructure vandalism is punished as theft, and graded as such, with a minimum required sentence of a Class E felony.
- The proposed legislation enhances the penalty for critical infrastructure vandalism, from a minimum of a Class E felony to a minimum of a Class C felony, if the offense involved interrupting or interfering with critical infrastructure or its operation or destroying or injuring critical infrastructure, and the actual damages caused by the violation are at least \$1,000.
- Based upon information provided by the Department of Correction, there has been an average of zero admissions per year over the last five years for the Class E felony offense of critical infrastructure vandalism.
- There will not be a sufficient change in the number of prosecutions for state or local government to experience any significant change in revenue or expenditures; therefore, any fiscal impact is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid.

Krista Lee Carsner, Executive Director

/vh